Document 13

Filed 09/20/2007

Page 1 of 7

JOINT STIPULATION

ase 3:07-cv-04368-JSW

Case No. C 06 4291 JSW

1	ANTHONY BOLEA, individually, and on behalf of all others similarly situated,	Case No. C 07 2777 JSW (Related to C 06 4291 JSW)	
2	Plaintiff,		
3	Trainerr,		
4	v.		
5	AXA ADVISORS, LLC and AXA EQUITABLE LIFE INSURANCE CO.		
6	Defendants.		
7	HARKANT DHRUV, on behalf of himself and all others similarly situated,	Case No. C 07 4368 JSW (Related to C 06 4291 JSW)	
8	Plaintiff,	`	
9	riamuii,		
10	VS.		
11	AXA EQUITABLE LIFE INSURANCE COMPANY, AXA ADVISORS, LLC; and		
12	AXA FINANCIAL SERVICES, LLC,		
	Defendants.		
13			
14 15	BRYAN KING SHELDON (116219) LIM, RUGER & KIM LLP 1055 Wast Sayanth Street, Suite 2800		
	1055 West Seventh Street, Suite 2800 Los Angeles, CA 90017		
16	Telephone: (213) 955-9500 Facsimile: (213) 955-9511		
17			
18	JOSEPH D. MELTZER (admitted pro hac vice) GERALD D. WELLS, III (admitted pro hac vice) ROBERT J. GRAY (admitted pro hac vice)		
19	SCHIFFRIN BARROWAY TOPAZ &		
20	KESSLER, LLP 280 King of Prussia Road		
21	Radnor, Pennsylvania 19087 Telephone: (610) 667-7706		
	Facsimile: (610) 667-7056		
22	Attorneys for Plaintiff Meola		
23	Mark Yablonovich (186670)		
24	Marc Primo (216796) Joseph Cho (198844)		
25	SHAWN WESTRICK (235513) INITIATIVE LEGAL GROUP LLP		
26	1800 Century Park East, Suite 200 Los Angeles, CA 90067		
27	Telephone: (310) 556-5637		
28	Facsimile: (310) 861-9051		

Case No. C 06 4291 JSW

JOINT STIPULATION

- 1	
1	Attorneys for Plaintiffs Lennon & Thompson
2	ALAN R. PLUTZIK
3	L. TIMOTHY FISHER
	SCHIFFRIN BARROWAY TOPAZ &
4	KESSLER, LLP
ا ہے	2125 Oak Grove Road, Suite 120
5	Walnut Creek, CA 90067
6	Telephone: (925) 945-0770
	Facsimile: (925) 945-8792
7	JOSEPH H. MELTZER
8	GERALD D. WELLS, III
8	ROBERT J. GRAY
9	SCHIFFRIN BARROWAY TOPAZ &
	KESSLER, LLP
10	280 King of Prussia Road
11	Radnor, PA 19087
	Telephone: (610) 667-7706
12	Facsimile: (610) 667-7506
13	
13	R. Bruce Carlson
14	GARY F. LYNCH
_	CARLSON LYNCH LTD
15	P.O. Box 367 231 Melville Lane
16	Sewickley, PA 15143
	Telephone: 412-749-1677
17	Facsimile: 412-749-1686
10	
18	A. HOYT ROWELL, III
19	DANIEL O. MYERS
_	RICHARDSON PATRICK
20	WESTBROOK & BRICKMAN LLC
21	1037 Chuck Dawley Blvd., Bldg A
	Mt. Pleasant, SC 29464
22	Attorneys for Plaintiff Bolea
23	Attorneys for Flamtin Bolea
23	NIALL P. McCarthy (#160175)
24	NANCY L. FINEMAN (#124870)
ر ا ء	COTCHETT, PITRE & McCARTHY
25	San Francisco Airport Office Center
26	840 Malcolm Road, Suite 200
	Burlingame, CA 94010
27	Telephone: (650) 697-6000
28	Facsimile: (650) 697-0577
_~	I

Case No. C 06 4291 JSW JOINT STIPULATION

JOHN M. KELSON (#75462) LAW OFFICES OF JOHN M. KELSON 1999 Harrison Street, Suite 700 Oakland, CA 94612 Telephone: (510) 465-1326 Facsimile: (510) 465-0871 Attorneys for Plaintiff Dhruv

Case No. C 06 4291 JSW JOINT STIPULATION

1	The parties in the above-captioned actions, by and through their counsel of record, hereby		
2	stipulate as follows:		
3	WHEREAS, Plaintiffs in the above-captioned matters ("Plaintiffs") indicated to the Court		
4	at the Case Management Conference held on August 31, 2007 that they intended to file		
5	consolidation papers, consolidating the actions for all purposes, and concomitantly a		
6	consolidated complaint;		
7	WHEREAS, the Court directed Plaintiffs to file such pleadings by September 21, 2007;		
8	WHEREAS, Plaintiffs have contacted Defendants to determine if Defendants will		
9	stipulate to such filings;		
10	WHEREAS, Defendants need sufficient time to review Plaintiffs' proposed consolidated		
11	complaint before making any such determination;		
12	IT IS HEREBY STIPULATED AND AGREED that the time for Plaintiffs to file their		
13	consolidation papers and related pleadings is hereby moved from September 21, 2007 to October		
14	5, 2007.		
15			
16	DATED: September 20, 2007		
17	KERR & WAGSTAFFE LLP		
18	By:s/		
19	Michael von Loewenfeldt		
20	Attorneys for Defendants		
21			
22	DATED: September 20, 2007 LIM, RUGER & KIM, LLP		
23	By:s/		
24	Bryan King Sheldon		
25	Local Counsel for Plaintiff		
26	PAUL MEOLA		
27			
28			

Case No. C 06 4291 JSW JOINT STIPULATION

1

1		SCHIFFRIN BARROWAY TOPAZ & KESSLER, LLP	
2		Lead Counsel for Plaintiff	
3		PAUL MEOLA	
4	DATED: September 20, 2007	INITIATIVE LEGAL GROUP LLP	
5			
6		By:s/ Joseph Cho	
7			
8		Counsel for Plaintiffs CARLTON LENNON and JAMES THOMPSON	
9	DATED: September 20, 2007	CARLSON LYNCH	
10			
11		By:s/ Gary F. Lynch	
12			
13		Counsel for Plaintiff ANTHONY BOLEA	
14	DATED: September 20, 2007	COTCHETT, PITRE & McCARTHY	
15	Britzb. september 20, 2007	COTCILLIT, TITRE & MCCARITI	
16		By:s/Nancy Fineman	
17		Nancy Fineman	
18		Counsel for Plaintiff HARKANT DHRUV	
19		HARRANI DHRUV	
20	SO ORDERED this 20th day of September. Any motion, however, shall be noticed within the time frame contemplated by the local rules on one of this Court's available		
21	dates. Jeffrey S. White, U.S.D.J.		
22	Jefficy 5. Wil		
23		When Starte	
24		Jeffry Swhits	
25			
26			
27			
28			

Case No. C 06 4291 JSW JOINT STIPULATION

2

I, Michael von Loewenfeldt, am the ECF User whose ID and password are being used to file this Joint Administrative Motion to Consider Whether Cases Should Be Related. In compliance with General Order 45, X.B., I hereby attest Messrs. Bryan King Sheldon, Gary F. Lynch, Nancy Fineman and Joseph Cho, counsel for Plaintiffs above captioned cases, respectively, have concurred in this filing. DATED: September 20, 2007 KERR & WAGSTAFFE LLP Michael von Loewenfeldt Attorneys for Defendants

Case No. C 06 4291 JSW JOINT STIPULATION